

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR 1999-006442

07/13/2005

COMM. STEVEN P. LYNCH
FOR JUDGE PRO TEM VIRGINIA L. RICHTER

CLERK OF THE COURT
O. Hernandez
Deputy

FILED: 07/14/2005

STATE OF ARIZONA

FRANKIE Y JONES

v.

ROBERT PATRICK GROSS (A)
DOB: 8/21/1958

HILARY G BERKO

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR

DISPOSITION HEARING - PROBATION REINSTATED WITH REVOCATION
ARRAIGNMENT/VIOLATION HEARING

8:37 a.m.

State's Attorney:	Steve Bonaguidi
Defendant's Attorney:	Hilary Berko
Defendant:	Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The Defendant has previously entered a denial to the alleged violation of probation and now advises the Court that he/she wishes to enter an admission.

The Defendant admits violation of probation for condition 12b.

The admission is accepted and entered of record.

The Defendant is advised of the right to disposition hearing within the statutory time limits and the right to a written probation violation report. Defendant and counsel waive these matters.

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Disposition proceeds at this time.

Phillip Van Dyne addresses the Court on behalf of the defendant.

The Court finds Defendant has violated the conditions of probation previously imposed.

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), continuing the defendant on probation beginning 7/13/2005:

Count 1 - Length of Probation - 21 months

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: Count 1 - \$50.00 per month, beginning 11/1/2005.

DELINQUENT PROBATION SERVICE FEES: Count 1 - \$2240.00 payable \$50.00 per month, beginning 11/1/2005.

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$5.00

ASSESSMENTS:

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

All amounts payable through the Clerk of the Superior Court.

Condition 17 - Not consume or drink any substance containing alcohol.

Condition 21 - Count 1: Be incarcerated in the county jail for 60 day(s), beginning 7/13/2005 with credit for 0 days served.

Not to be released until 9/12/2005.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Condition 24 - Participate and cooperate in any counseling or assistance as directed by the APD as noted in the Uniform Conditions of Supervised Probation.

IT IS FURTHER ORDERED Defendant be given credit for any monies paid to date.

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IT IS ORDERED granting the Motion To Dismiss the allegations of violation of the remaining term(s) as set forth in the Petition To Revoke.

Count(s) 1: IT IS ORDERED remanding Defendant to the custody of the Maricopa County Sheriff.

The written terms and conditions of probation are handed to the Defendant for explanation and signature. The Defendant is advised of the consequences of failure to abide the terms of probation.

8:42 a.m. Matter concludes.

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ COMM. STEVEN P. LYNCH
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)